

MINUTES

Executive Meeting of Town Council

October 13, 2015

Being a continuation of a regular Council meeting called on even date, and convened for the purposes set forth in a resolution adopted at the same.

ATTENDANCE PRESENT: Mr. Armington, Ms. Deeb, Mr. Elms, Ms. Foster, Ms. Harris, Mrs. Smith-Reid, Council President Feldman

ABSENT: None

The Mayor Timothy Dougherty was present.

The subjects to be discussed in closed session were:

(1) Matters of pending litigation or contract negotiations other than collective bargaining negotiations pursuant N.J.S.A. 10:4-12b(7).

(2) Pending Litigation

- a. Resolution of the Town of Morristown authorizing an amendment to the Municipal Shared Services Defense Agreement.
- b. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2010 Tax Appeal entitled Epstein's B Rentals LLC v. Town of Morristown, Docket No: 015593-2010 of the tax assessment of Block 6004, Lots 1.01, 1.02, 1.03, 1.04, 1.05, 1.06, 1.07, 1.08 known as 40

Park, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2010 in the amount of \$215,000 for Lots 1.01 through 1.08.

- c. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2010 Tax Appeal entitled 40 Park LLC v. Town of Morristown, Docket No: 015556-2010 of the tax assessment of Block 6004, Lots 1.201, 1.202, 1.203, 1.204, 1.205, 1.206, 1.207, 1.208, 1.209, 1.210, 1.211, 1.212, 1.213, 1.214, 1.215, 1.216, 1.301, 1.302, 1.303, 1.304, 1.305, 1.306, 1.307, 1.308, 1.309, 1.310, 1.311, 1.312, 1.313, 1.314, 1.315, 1.316, 1.401, 1.402, 1.403, 1.404, 1.405, 1.406, 1.407, 1.408, 1.409, 1.410, 1.411, 1.412, 1.413, 1.414, 1.415, 1.501, 1.502, 1.503, 1.504, 1.505, 1.506, 1.507, 1.508, 1.509, 1.510, 1.511, 1.512, 1.513, 1.514, 1.515, 1.516, 1.601, 1.602, 1.603, 1.604, 1.605, 1.606, 1.607, 1.608, 1.701, 1.702, 1.703, 1.704, 1.705 known as 40 Park, in the Town of Morristown, Morris County, New Jersey.

Purpose: See attached 2010 Settlement Appeal Spreadsheet.

- d. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2012 Tax Appeal entitled Geoffrey A. Dugue et al v. Town of Morristown, Docket No: 008915-2012 of the tax assessment of Block 8801, Lot 2 known as 43 Ogden Place, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2012: \$1,100,000.

- e. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing

settlement of the 2012, 2013, 2014 and 2015 Tax Appeals entitled Caroline McCann et all v. Town of Morristown, Docket Nos: 013216-2012, 011116-2013, 008636-2014, 008607-2015 of the tax assessment of Block 5501, Lot 18 known as 11 Milton Place, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2012: \$283,300; 2013, 2014, 2015: \$405,000.

- f. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2010, 2012, 2013 and 2014 Tax Appeals entitled 195 Speedwell Avenue, LLC v. Town of Morristown, Docket Nos: 010373-2010, 014276-0212, 012282-2013, 010501-2014 of the tax assessment of Block 3303, Lot 1 known as 195 Speedwell Avenue, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2010: \$1,100,000, 2012, 2013; 2014: Withdrawn.

- g. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2013 Tax Appeal entitled Anthony D. Allocco v. Town of Morristown, Docket No: 015370-2013 of the tax assessment of Block 7403, Lot 19 known as 17 Colles Avenue, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2013: \$415,000.

- h. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2009, 2010, 2012, 2013 and 2014 Tax Appeals entitled Lafayette Court LLC v. Town of Morristown, Docket Nos: 001588-2009, 006287-2010,

003793-2011, 001840-2012, 000538-2013, 002083-2014 of the tax assessment of Block 3702, Lot 1 known as 70-74 Hill Street, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2009 and 2010: \$1,700,000; 2011, 2012, 2013, 2014: Withdrawn.

Town Attorney Vijayant Pawar, Esq., and Town Redevelopment Counsel John P. Ingelsino, Esq., whose firm serves as Assistant Municipal Attorneys advised the Council as to the status of the above litigations and recommended that Council adopt the eight proposed Resolutions.

Following a question and answer period as well as discussion among the Council. Council agreed that the item would be considered on the agenda this evening. The two items shall be considered as Proposed Resolutions R-165-15 through R-172-15. An affirmative vote following a proper motion and second to add these items to the Resolution portion of Regular Business shall be required.

There being no further business appropriate to the executive session, Council President Feldman made a motion to close the executive session, the motion was seconded by Council Member Foster and passed unanimously by acclamation of the Council Members present. The President ordered that the public be readmitted.

Respectfully Submitted

ATTEST

APPROVED

KEVIN D. HARRIS
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of the Minutes of the Executive Session of the Town Council held on Tuesday, October 13, 2015, duly passed and adopted by the Town Council of the Town of Morristown at the Regular Meeting of the Town Council held on August 9, 2016 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at _____7:30P.M., prevailing time.

DATED: _____

Kevin D. Harris, Town Clerk